

## State Water Resources Control Board

September 20, 2018

(Via email and Certified Mail)

**CERTIFIED MAIL**

**NO. 7017 2680 0000 6195 9036**

Mr. Brahman Conci  
Superintendent of Facilities Operations  
City and County of San Francisco  
1990 Newcomb Avenue  
San Francisco, California 94124  
[bconci@sfgwater.org](mailto:bconci@sfgwater.org)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM  
LOCATED AT CITY AND COUNTY OF SAN FRANCISCO SUMMIT PUMP  
STATION, 240 OLYMPIA WAY, SAN FRANCISCO**

Dear Mr. Conci:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on September 12, 2018, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Maintain Facility Information</b> – In CERS, the Facility Operating Permit Application indicates State Fund and CFO letter as the financial responsibility mechanism; however, the facility is using a Local Government Mechanism and Bond Ratings.	Diesel	September 12, 2018	Ongoing	23 CCR 2711(a)
2	<b>Failure to Maintain Monitoring Plan</b> – In CERS, the monitoring plan indicates that the ATG is used for monitoring the tank; however, an annular sensor is being used as the monitoring method. Additionally, under pipe monitoring, electronic line leak detector is listed as “No”; however, an electronic line leak detector is installed on the UST system.	Diesel	September 12, 2018	Ongoing	H&SC 25286(a); 23 CCR 2632(d)(1)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

No.	Violation	Tank	Start Date	Stop Date	Regulation
3	<b>Failure to Maintain Plot Plan/Site Map</b> – In CERS, the site map does not include the location of underground piping for the UST system.	Diesel	September 12, 2018	Ongoing	23 CCR 2711(a)(8)
4	<b>Failure to Meet Designated Operator (DO) Requirements</b> – The February monthly DO inspection was not performed.	Diesel	February 1, 2018	February 28, 2018	23 CCR 2715(c)
5	<b>Failure to Meet Designated Operator (DO) Requirements</b> – The May monthly DO inspection was not performed.	Diesel	May 1, 2018	May 31, 2018	23 CCR 2715(c)
6	<b>Failure to Maintain Financial Responsibility</b> – The Bond Rating that is currently being used is outdated and is required to be updated every 12 months. Additionally, the Certificate of Financial Responsibility was not present or uploaded to CERS at the time of inspection.	Diesel	September 1, 2011	Ongoing	H&SC 25292.2; 23 CCR 2711(a)(11)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and San Francisco City & County Public Health Department within sixty (60) days from the date of this letter. Have your DO make specific notations in the next monthly DO report indicating the ongoing violations have been corrected. The monthly DO report and any associated photos must be submitted as proof of compliance.**

Please send all compliance documentation to the following:

**State Water Board**

Mr. Joseph Lovesee  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, Suite 2300  
Sacramento, California 95814  
[joseph.lovesee@waterboards.ca.gov](mailto:joseph.lovesee@waterboards.ca.gov)

**Local CUPA**

Mr. Jin Tang  
Senior Environmental Health Inspector  
San Francisco City & County Public  
Health Department  
1390 Market Street, Suite 210  
San Francisco, California 94102  
[jin.tang@sfdph.org](mailto:jin.tang@sfdph.org)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,



Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: *(via email only)*

Ms. Paula Stewart  
Program Manager  
San Francisco City & County  
Public Health Department  
[paula.stewart@sfdph.org](mailto:paula.stewart@sfdph.org)